

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**UNOPPOSED MOTION TO VACATE AND RESCHEDULE SENTENCING  
HEARING SUBMITTED BY KRISTEN LUCERO AND BRANDY LUCERO**

Defendants Kristen Lucero and Brandy Lucero, through undersigned counsel and pursuant to LR-CR 32.C and 47.2, respectfully request the Court continue the sentencing hearings currently set for November 4, 2014. The government does not oppose this motion. As grounds, the Defendants state:

1. On August 1, 2014, Kristen and Brandy Lucero pled guilty in this matter.
  2. This Court scheduled the sentencing hearings for both cases to be held on November 4, 2014.
  3. Neither counsel for the defendants has the PSR report for his or her client.
  4. Even if the PSR reports were received today, counsel would not have adequate time to (a) file objections to the PSR with the Court; and/or (b) file sentencing memoranda to assist the Court.
  5. The government, represented by Assistant United States Attorney Joel Meyers, does not oppose this motion.

6. Based upon the reasons stated above, both Kristen Lucero and Brandy Lucero respectfully request that the sentencing hearings scheduled for November 4, 2014 be vacated and rescheduled for a later date to give probation adequate time to file the PSR reports and defense counsel adequate time to consult with their clients, file any objections to the PSR reports that are warranted, and file sentencing memoranda.

Respectfully submitted,

Garcia Ives Nowara

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 14, 2014, I filed the foregoing pleading electronically through the CM/ECF system, which caused all counsel of record to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

s/ Molly Schmidt-Nowara  
Mary (Molly) Schmidt-Nowara